

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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COSCO BULK CARRIERS CO., LTD.

Plaintiff,

- against -

AGRENCO MADEIRA COMERCIO
INTERNACIONAL LTD. a/k/a AGRENCO
MADEIRA COMERCIO INTERNACIONAL LDA:

Defendant.
-----X

08 CV 6890 (BSJ)

**USDC SDNY
DOCUMENT
ELECTRONICALLY FILED
DOC #:
DATE FILED: 8. 8. 08**

ORDER TO UNSEAL CASE

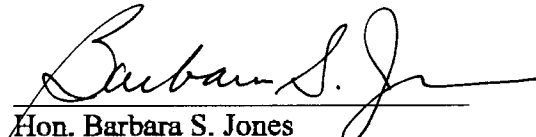
This Court ordered on July 31, 2008, pursuant to Plaintiff's motion that this case be temporarily sealed. Upon application of the Plaintiff, it is now hereby

ORDERED that this case is UNSEALED;

IT IS FURTHER ORDERED that all papers filed heretofore will be posted electronically on the Court's ECF system.

Dated: New York, NY
August 8, 2008

SO ORDERED


Hon. Barbara S. Jones
United States District Judge



**Lennon,
Murphy &
Lennon, LLC**

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August 7, 2008

Via Facsimile 1-212-805-6191

Hon. Barbara S. Jones
United States District Judge
Southern District of New York
Daniel Patrick Moynihan U.S. Courthouse
500 Pearl Street, Room 620
New York, NY 10007

**Re: Cosco Bulk Carriers Co. Ltd. v. Agrenco Madeira Comercio Internacional
LDA a/k/a Agrenco Madeira Comercio Internacional Ltd.
Case No.: 08 cv 6890 (BSJ)
Our ref.: 08-1530**

Dear Judge Jones:

This firm represents Plaintiff Cosco Bulk Carriers Co. Ltd. in the above-referenced action. Judge Richard J. Holwell, sitting as Part I Judge on July 31, 2008, issued an Order Temporarily Sealing Court File. We enclose a courtesy copy of the Order Temporarily Sealing Court File.

On or about July 31, 2008, we applied for and Judge Holwell, as Part I judge, granted Plaintiffs' request for an Ex-Parte Order of Maritime Attachment against the Defendant. Please find attached hereto a courtesy copy of the Ex-Parte Order.

We have now been advised by several non-party garnishee banks that service of the Process of Maritime Attachment and Garnishment has resulted in attachment of Defendant's funds in security for Plaintiffs' maritime claims. As a result have served Defendant with Notice of Attachment, in conformity with Local Rule B.2, and are submitting for your Honor's review a proposed Order to Unseal Case. We respectfully request that your Honor execute the proposed Order to Unseal Case so that this matter may appear on the docket.

Should your Honor have any questions or comments we are available to discuss the same at the convenience of the Court.

Respectfully submitted,

A handwritten signature in cursive script, reading 'Anne C. LeVasseur'. The signature is written in dark ink and is positioned above the printed name.
Anne C. LeVasseur

ACL/bhs

Enclosure

H. W. C. S.

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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COSCO BULK CARRIERS CO., LTD.

08 CV _____

Plaintiff,

- against -

AGRENCO MADEIRA COMERCIO
INTERNACIONAL LTD. a/k/a AGRENCO
MADEIRA COMERCIO INTERNACIONAL LDA:

Defendant.
-----X


ORDER TEMPORARILY SEALING COURT FILE

An application having been made by counsel for Plaintiff for an Order Temporarily
Sealing the Court File:

NOW, on reading and filing the Affidavit of Anne C. LeVasseur, sworn to on July 31,
2008, and good cause shown having been shown, it is hereby

ORDERED that all documents, including, but not limited to, the Complaint and the other
pleadings, Orders and/or Writs filed and/or issued in this case be filed under seal, and the court
file be maintained under seal until further notice of this Court or notification to the Clerk that the
Plaintiff's property has been attached. The Clerk of this Court may have access to the sealed file
to implement or ensure compliance with orders issued in this case.

Dated: New York, NY
July 31, 2008



U.S.D.J.
ATI

JUDGE JONES

08 CV 6890

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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COSCO BULK CARRIERS CO., LTD. :

Plaintiff, :

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INTERNACIONAL LDA a/k/a AGRENCO :
MADEIRA COMERCIO INTERNACIONAL LTD :

Defendant. :
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08 CV _____

**EX PARTE
ORDER FOR
PROCESS OF
MARITIME
ATTACHMENT**

WHEREAS, on July 31, 2008, Plaintiff, COSCO BULK CARRIERS CO., LTD. filed a Verified Complaint, herein for damages amounting to \$ 254,185.87 inclusive of interest, costs and reasonable attorneys' fees, and praying for the issuance of Process of Maritime Attachment and Garnishment pursuant to Rule B of the Supplemental Admiralty Rules for Certain Admiralty and Maritime Claims of the Federal Rules and Civil Procedure; and

WHEREAS, the Process of Maritime Attachment and Garnishment would command that the United States Marshal, or other designated process server, attach any and all of the Defendant's property within the District of this Court; and

WHEREAS, the Court has reviewed the Verified Complaint and the Supporting Affidavit, and the conditions of Supplemental Admiralty Rule B appearing to exist:

NOW, upon motion of the Plaintiff, it is hereby:

ORDERED, that pursuant to Rule B of the Supplemental Rules for Certain Admiralty and Maritime Claims, the Clerk of the Court shall issue Process of Maritime Attachment and Garnishment against all tangible or intangible property, credits, letters of credit, bills of lading, effects, debts and

monies, electronic funds transfers, freights, sub-freights, charter hire, sub-charter hire or any other funds or property up to the amount of \$ 254,185.87 belonging to, due or being transferred to, from or for the benefit of the Defendant, including but not limited to such property as may be held, received or transferred in Defendant's name(s) or as may be held, received or transferred for its benefit at, moving through, or within the possession, custody or control of banking/financial institutions and/or other institutions or such other garnishees to be named on whom a copy of the Process of Maritime Attachment and Garnishment may be served; and it is further

ORDERED that supplemental process enforcing the Court's Order may be issued by the Clerk upon application without further Order of the Court; and it is further

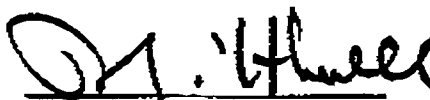
ORDERED that following initial service by the U.S. Marshal, or other designated process server, upon each garnishee, that supplemental service of the Process of Maritime Attachment and Garnishment, as well as this Order, may be made by way of facsimile transmission or other verifiable electronic means, including e-mail, to each garnishee; and it is further

ORDERED that service on any garnishee as described above is deemed to be effective and continuous service throughout the remainder of the day upon which service is made commencing from the time of such service; and such service is further deemed to be effective through the end of the next business day, provided that another service is made that day; and it is further

ORDERED that pursuant to Federal Rule of Civil Procedure 5(b)(2)(D) each garnishee may consent, in writing, to accept service by any other means.

Dated: July 31, 2008

SO ORDERED:


U. S. D. J.
Part I

CERTIFIED AS A TRUE COPY ON

THIS DATE 08.01.08

BY  Clerk

Deputy